IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

THE HONOURABLE SRI JUSTICE B.PRAKASH RAO

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AND

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THE HONOURABLE SRI JUSTICE RAMESH RANGANATHAN

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WRIT PETITION NO. 23067 OF 2005

Dated : June 5, 2006

Between:

B.Chandrakianth Reddy

Petitioner

AND

The Superintendent of Post Offices,

Mahboobnagar Division, Mahboobnagar and others

Respondents

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THE HONOURABLE SRI JUSTICE B.PRAKASH RAO

AND

THE HONOURABLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO. 23067 OF 2005

ORAL ORDER:

(per The Hon'ble Sri Justice B.Prakash Rao)

The petitioner herein seeks a writ of mandamus to implement the order dated 9.6.1999 passed in OA. No. 392 of 1998 by the Central Administrative Tribunal, Hyderabad, Bench.

It is submitted that the petitioner herein worked as Driver with the first respondent. It is also his case that since he worked for more than two years, he had a right to be appointed as driver, but the first respondent is contemplating to replace him with the third respondent herein and, as such, apprehending that he would be replaced by the third respondent, he preferred the above application before the Tribunal, and, the order implementation of which is prayed in this writ petition, came to be passed.

In the counter affidavit filed by the first respondent, it is averred that in compliance of the order passed by the Central Administrative Tribunal, the respondents considered the case of the petitioner and rejected his claim and passed orders on 12.8.1999.

Having regard to the fact that since the order of the Tribunal was complied with considering the representation of the petitioner and a subsequent order is passed, the writ petition has virtually became infructuous. Consequently, the writ petition fails and is accordingly dismissed having become infrcutuous. It is needless to add that the petitioner is at liberty to assail the subsequent proceedings by way of a separate proceeding.

B.PRAKASH RAO, J.

RAMESH RANGANATHAN, J.

June 5, 2006

MAS.